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JUSTIFICATION AND APPROVAL
FOR OTHER THAN FULL AND OPEN COMPETITION

1. (U) Contracting Authority: Virginia Contracting Activity, P.O. Box 46563, Washington, DC 20050-6563.
2. (U) Authority Cited: 10 U.S.C. 2304(c)(1); FAR 6.302-1, "Only one Responsible Source and no other supplies or services will satisfy Agency requirements."
3. (U) Description of Supplies/Services: The Defense Intelligence Agency (DIA) proposes to procure Phenomenological Research and Analysis Services for a DIA special activity program. This is a modification to select assessment and support activity identified in a previous action (PR No. 330/026Z/93) and the resulting external contract (MDA 908-93-C-0004) with Science Applications International Corporation (SAIC).
4. (U) Description of Action: It is anticipated that a cost-plus-fixed fee contract will be negotiated and awarded to satisfy this requirement. Funds are RDT&E as cited on Purchase Request No. 330/ Z/93-01.
5. (U) Reason for Authority Cited:

a. (S/NF) This action is based on the need to restrict potential procurement to one source due to national security considerations and since no other source can affectivity set-up and perform this activity. The current contractor has been instrumental in establishing all necessary foreign links for this modification and is best able to respond. Several topics currently under investigation by this unit continue to be of high interest to upper levels of DoD

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b. (S/NF) In addition, SAIC has extensive experience in this phenomenological area and has established vast foreign research contacts that greatly enhance successful accomplishment of this effort. Their principle researcher, Dr. Edwin May, is regarded as the leading U.S. investigator in this phenomenological area. He has been a program manager in this area since 1986, and has a long involvement (over 20 years) in this field. His extensive work history provides for continuity not available from any other individual. His is recognized by investigators worldwide, and can easily remain current with relevant foreign research.

c. (S/NF) This contractor is also uniquely qualified to perform such research due to their extensive background in interdisciplinary research areas that spans over 20 years. This multidisciplinary staff will be available for consultation as the need arises. In addition to Dr. May, the contractor also has on its staff another physicist who has extensive experience in phenomenological research involving psychoenergetics investigations. Dr. Angelo has over 10 years of involvement in this field in a project management capacity and at applications research levels.

d. (U) Due to this background of expertise and unique qualifications, and due to additional knowledge generated thus far under the existing DIA phenomenological research contract (MDA 908-91-C-0037), the existing contract modification requirements can only be satisfied by the Science Applications International Corporation (SAIC). By doing so, duplication of effort can be avoided and maximum research efficiency can be achieved.

d. (S/NF) The contractor also has an extensive classified data base which has co-mingled with both government and proprietary data that is essential for this contract. It would require several years for a new contractor to achieve the present level of expertise and competence possessed by Dr. May and Dr. Angelo. This would create a serious delay in pursuit of appropriate research, in achievement of application-oriented results and in understanding potential threat posed by similar foreign activities in this area.

6. (U) Efforts to Obtain Competition: Due to the uniqueness of this research area, there are no other qualified research facilities and personnel available to satisfy this contract. To bring other potential organizations up to speed would not be possible without unacceptable delays or additional costs.

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7. (U) Action to Increase Competition: Every effort will be made to release research results as widely as possible to attract other potential researchers. Not only will this be accomplished through specialized (and properly classified) channels, but also appropriate portion will be released at unclassified levels to attract interest in academic facilities.

8. (U) Market Survey: Based on the significant advantage that SAIC possesses in this area, a Market Survey would not serve a useful purpose at this time.

9. (U) Interested Sources: No other source has expressed an interest in this requirement. Recent contacts at technical symposiums on this topic indicate that no one would be willing to enter into this activity except possibly as a subcontractor. Other researchers in this field are highly specialized, are located at universities or private foundations, and do not want to engage in any classified or broad-based research at this time. However, every effort will be made to involve some of these researchers as subcontractors for unclassified aspects of this contract.

10. (U) Other Factors:

a. (S) Acquisition data availability: Data from previous government-sponsored research is available in DIA. Since this was part of a controlled access project, every effort will be made to downgrade, and where practical, declassify basic aspects of the research. This will, in time, generate a wider interest in this field.

b. (U) Subcontracting Competition: The same basic reasons for this other than full and open competition for SAIC also apply to subcontractor selection. There are only a few individuals/facilities available that have any established expertise for supporting a portion of this unique research area. It would not be timely or cost advantageous to the government for the Contractor to pursue competitive action for the highly specialized support that may be required.

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11. (U) Technical Certification:

I hereby ^{SG1}certify that the supporting data under my cognizance which are included in the J&A are accurate and complete to the best of my knowledge and belief.

Name: [REDACTED]

Date: 22 July 1993

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Title: Senior Intel. Officer Signature: [REDACTED]

12. (U) Requirements Certification:

I hereby certify that the supporting data under my cognizance which are included in the J&A are accurate and complete to the best of my knowledge and belief.

Name: _____ Date: _____

Title: _____ Signature: _____

13. (U) Fair and Reasonableness Cost/Price Determination: A detailed technical and cost proposal will be required from the contractor, SAIC. Prior to award, the Government will conduct an in-depth analysis of all technical and cost aspects of this requirement. Based on the outcome, a fair and reasonable cost will be negotiated. Therefore, I hereby determine that the anticipated cost for this contract action will be fair and reasonable.

14. (U) Contracting Officer Certification:

In accordance with FAR 6.303-2 (a) (12), I hereby certify that the facts and representation under my cognizance, which are included in this J&A, are accurate and complete to the best of my knowledge and belief.

Date: _____ NAME: _____
Contracting Officer

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APPROVAL

Based on the foregoing justification, I hereby approve the procurement of PHENOMENOLOGICAL RESEARCH AND ANALYSIS on an other than full and open competition basis pursuant to the authority of 10 U.S.C. 2304(c), subject to availability of funds, and provided that the services and/or property herein described have otherwise been authorized for acquisition.

Date: _____ Signature: _____

Name: _____

Title: _____

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SOLE SOURCE JUSTIFICATION

(U) DIA proposes to purchase through Virginia Contracting Activity as assessment/support effort for the amount of \$170,000.00. This action is for sole source procurement to an existing DIA contract (MDA 908 93 C0004) with Science Applications International Corporation (SAIC).

(S/NF) This is sole source to an existing procurement since no other source can effectively respond and set-up. Work accomplished to date on an existing line item in the current procurement has set the stage for this modification. This principle researcher, Dr. Ed May, has a long involvement (over 20 years) in this area and is recognized internationally.

(S/NF) In addition, SAIC provides a highly qualified multi-disciplinary staff to support Dr. May's activity. This includes psychologists, physicists, and statisticians, as well as a host of technical experts that can be called upon for consultation from other SAIC departments.

DATE: 22 July 1993

Prepared by

CERTIFIED AS ACCURATE AND CORRECT

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DATE: _____

Deputy Director, NMIPC

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